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If you wish to obtain additional copies of this law book, they are available for free on our website located at http://www.in.gov/pla.
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IC 25-14.5-1-9 "Medical nutrition therapy"
Sec. 9. "Medical nutrition therapy" means the component of nutrition therapy that concerns:
(1) determining and recommending nutrient needs based on nutritional assessment and medical problems relative to medically prescribed diets, including:
   (A) tube feedings;
   (B) specialized intravenous solutions; and
   (C) specialized oral feedings;
(2) interactions of prescription drugs with food and nutrients; or
(3) developing and managing food services operations that have the chief function of providing nutrition therapy services and providing medically prescribed diets.

IC 25-14.5-1-10 "Medically prescribed diet"
Sec. 10. "Medically prescribed diet" means a diet that is:
(1) prescribed when specific food or nutrient levels need to be monitored or altered, or both, as a component of a treatment regimen for an individual whose health status is impaired or at risk due to disease, injury, or surgery; and
(2) performed as initiated by or in consultation with a physician licensed to practice medicine in Indiana.

IC 25-14.5-1-11 "National commission for health certifying agencies"
Sec. 11. "National commission for health certifying agencies" refers to the national organization that:
(1) established national standards for certifying bodies that attest to the competence of individuals who participate in the health care delivery system;
(2) grants recognition to certifying bodies that voluntarily apply and meet the established standards; and
(3) monitors the adherence to those standards by the certifying bodies that the national commission for health certifying agencies has recognized.

IC 25-14.5-1-12 "Nutrition therapy services"
Sec. 12. (a) "Nutrition therapy services" means the following services that are directed toward humans:
(1) Assessing the nutritional needs of individuals and groups, considering the resources and constraints in the practice setting.
(2) Establishing priorities, goals, and objectives for therapy that meet nutritional needs of individuals and groups and that are consistent with available resources and constraints.
(3) Providing nutrition counseling in health and disease.
(4) Developing, implementing, and managing:
   (A) nutrition therapy of; and
   (B) food service systems for; individuals and groups.
(5) Maintaining appropriate standards of quality in food and nutrition therapy services for individuals and groups.
(b) The term does not include the retail sale of food products or vitamins.

IC 25-14.5-1-13 "Practice experience"
Sec. 13. "Practice experience" means a preprofessional, documented, supervised practice in dietetics services that is acceptable to the board in compliance with requirements for certification. It may be or may include a documented, supervised practice experience that is a component of the educational requirements for certification.
IC 25-14.5-1-14 "Practice of dietetics"
Sec. 14. “Practice of dietetics” means the integration and application of the principles derived from the sciences of nutrition, biochemistry, food, physiology, management, and behavioral and social sciences to achieve and maintain people’s health through the provision of nutrition therapy services.

Indiana Code § 25-14.5-2

Chapter 2. Indiana Dietitians Certification Board

IC 25-14.5-2-1 Establishment
Sec. 1. The Indiana dietitians certification board is established.

IC 25-14.5-2-2 Membership
Sec. 2. The board consists of seven (7) members appointed by the governor as follows:
(1) Four (4) members who are certified under this article and currently provide and have provided services in the practice of dietetics in Indiana for a minimum of three (3) years.
(2) One (1) member who is a physician licensed under IC 25-22.5.
(3) One (1) member who is a registered nurse licensed under IC 25-23.
(4) One (1) member representing the public who is a resident of Indiana and has never been associated with dietetics in any way other than as a consumer.

IC 25-14.5-2-3 Terms
Sec. 3. (a) Except as provided in subsection (b), the term of office for each member of the board is three (3) years.
(b) A member shall hold office until a successor has been appointed.

IC 25-14.5-2-4 Vacancies
Sec. 4. A vacancy on the board shall be filled for the unexpired term in the same manner as the original appointment.

IC 25-14.5-2-5 Adoption of rules
Sec. 5. (a) The board shall adopt rules under IC 4-22-2 establishing standards for:
(1) professional responsibility or a code of ethics for the profession of dietetics;
(2) applicant qualifications of a certified dietitian;
(3) the administration of this article;
(4) the number of hours of continuing education needed for renewal of certification and the procedures for approving continuing education courses and programs; and
(5) establishing fees under IC 25-1-8-2 as described in subsection (b).
(b) The board shall establish, charge, and collect fees under IC 25-1-8-2 for:
(1) the filing of an application for a certificate under this article;
(2) the original issuance of a certificate under this article;
(3) a renewal of a certificate issued in accordance with this article;
(4) the replacement of a certificate or renewal certificate lost or destroyed; and
(5) any other purposes prescribed by IC 25-1-8-2.

IC 25-14.5-2-6 Meetings; quorum; secretary
Sec. 6. (a) The board shall hold meetings as follows:
(1) A meeting for the purpose of organization must be held not more than thirty (30) days after the board members are appointed.
(2) The board shall hold at least two (2) regular meetings each calendar year. At the first regular meeting each year, the board shall elect a chairperson and vice chairperson.
(3) Special meetings may be held at the discretion of the chairperson.
(4) Meetings may be held at such time as the board or chairperson shall determine.
(b) A quorum of the board consists of four (4) members.
(c) A secretary of the board shall be elected by the board and shall hold office at the pleasure of the board.

IC 25-14.5-2-7 Compensation
Sec. 7. (a) Each member of the board who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member’s duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.
(b) Each member of the board who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member’s duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

Indiana Code § 25-14.5-3

Chapter 3. Applicant Qualifications

IC 25-14.5-3-1 Educational requirements
Sec. 1. The board may require a person who applies for a certified dietitian certificate to have:
(1) completed a major course of study in human nutrition, nutrition education, food and nutrition, and dietetics or food systems management; and
(2) received a baccalaureate or higher degree from a regionally accredited college or university located in the United States or its territories.

IC 25-14.5-3-2 Validation of academic degrees
Sec. 2. The board may require a person who:
(1) applies for a certificate as a certified dietitian; and
(2) has obtained the person’s education outside of the United States and its territories;
to have the person’s academic degree or degrees validated by an organization approved by the board. The validating organization must state that the degree is equivalent to a baccalaureate or master’s degree conferred by a regionally accredited college or university located in the United States.
IC 25-14.5-3-3 Practice experience requirement
Sec. 3. The board may require a person who applies for a certificate as a certified dietitian to have completed a documented, supervised practice experience of not less than nine hundred (900) hours under the supervision of a certified dietitian or a registered dietitian.

INDIANA CODE § 25-14.5-4
Chapter 4. Certification

IC 25-14.5-4-1 Qualifications
Sec. 1. To qualify for a certificate under this article, an individual must do the following:
(1) Satisfy the requirements of IC 25-14.5-3.
(2) Satisfactorily complete an application for certification, furnished by the board, in accordance with the rules adopted by the board. The application must be verified by the applicant and filed at least thirty (30) days before the administration of the examination.
(3) Pay the application, examination, and certification fees established by the board.
(4) Except to the extent that section 4 of this chapter applies, successfully pass the qualifying examination adopted by the board as described in IC 25-14.5-5.

IC 25-14.5-4-2 Issuance of certificate
Sec. 2. Except as provided in section 3 of this chapter, the board shall issue a certificate to an individual who:
(1) meets the conditions set forth in section 1 of this chapter; and
(2) is otherwise qualified for certification under this article.

IC 25-14.5-4-3 Refusal to issue certificate
Sec. 3. The board may refuse to issue a certificate to an applicant for certification under section 2 of this chapter if:
(1) the applicant has been disciplined by an administrative agency in another state or jurisdiction, and the board determines that the violation for which the applicant was disciplined has a direct bearing on the applicant's ability to practice competently in Indiana; or
(2) the applicant has been convicted of:
(A) an act that would constitute a ground for disciplinary sanction under IC 25-1-9; or
(B) a crime that has a direct bearing on the applicant's ability to practice competently.

IC 25-14.5-4-4 Reciprocity; failure of examination; application fee
Sec. 4. (a) Except as provided in subsection (b), the board may issue a certificate to an applicant for certification if the applicant presents evidence that the applicant has been issued a certificate in a state that has requirements for certification that are, by the board's determination, equivalent to the requirements for certification in Indiana. An applicant applying for a certificate under this subsection is not required to take an examination given by the board under IC 25-14.5-5.
(b) The board may refuse to issue a certificate under subsection (a) if the applicant has failed an examination given by the board under IC 25-14.5-5.
(c) The fee an applicant for certification must pay for a certificate issued under subsection (a) shall be set by the board under IC 25-14.5-2-5.

IC 25-14.5-4-5 Effectiveness
Sec. 5. All certificates shall be effective when issued by the board.

IC 25-14.5-4-6 Display of certificate
Sec. 6. (a) A certified dietitian must display the certificate in a conspicuous part of the office in which the certified dietitian practices nutrition therapy services.
(b) Whenever practicing the profession of dietetics outside of or away from the office or place of business, the certified dietitian shall make available to each patient the certified dietitian's name, office address, and the number of the certificate.

INDIANA CODE § 25-14.5-5
Chapter 5. Examinations

IC 25-14.5-5-1 Conduct of examinations
Sec. 1. (a) The board may conduct examinations under IC 25-14.5-4-1(4) in a manner prescribed by the board.
(b) The board may conduct any part of the examinations through a person other than the agency that is approved by the board. The agency may conduct any part of the examinations when so designated by the board.

IC 25-14.5-5-2 Location and time of examinations
Sec. 2. The board shall determine:
(1) a date and time when;
(2) a location in Indiana where; and
(3) the supervision under which; applicants for certification shall be examined.

IC 25-14.5-5-3 Frequency of examinations
Sec. 3. Examinations shall be given at least two (2) times each year.

IC 25-14.5-5-4 Notice of examinations
Sec. 4. (a) The board shall give notice at least sixty (60) days before the administration of each examination in a manner the board considers appropriate.
(b) The board shall notify each applicant for certification of the time and place of the administration of the first examination for which the applicant is eligible to sit.

IC 25-14.5-5-5 Expiration of certificate
Sec. 5. A certificate issued by the board expires on a date established by the agency under IC 25-1-5-4 in the next even-numbered year following the year in which the certificate was issued.
(b) An individual may renew a certificate by paying a renewal fee on or before the expiration date of the certificate.
(c) If an individual fails to pay a renewal fee on or before the expiration date of a certificate, the certificate becomes invalid.
IC 25-14.5-6-2 Renewal of certificate
Sec. 2. A certified dietitian may renew a certificate by:
   (1) paying a renewal fee as set by the board; and
   (2) subject to IC 25-1-4-3, providing a sworn statement attesting that
   the certified dietitian has completed the continuing education
   required by the board.

IC 25-14.5-6-3 Application for renewal
Sec. 3. (a) The board shall mail an application for renewal to a certified
   dietitian at least sixty (60) days before the date on which the certified
   dietitian's certificate expires.
   (b) The application must be mailed to the certified dietitian's most
   recent address as it appears on the record of the board.
   (c) A certified dietitian filing for renewal of a certificate must:
       (1) satisfactorily complete the renewal application;
       (2) return the application to the board; and
       (3) submit to the board the required renewal fee;
   before expiration of the certified dietitian's current certificate.
   (d) Upon receipt of the application and fee submitted under subsection
   (c), the board shall:
       (1) verify the accuracy of the application;
       (2) determine whether the continuing education requirement has
           been met; and
       (3) verify that all other requirements under this article have been
           met.
   (e) When the board is satisfied that all conditions under subsection (d)
   have been met, the board shall issue to the applicant a notice of
   certificate renewal that shall be valid for two (2) years.

IC 25-14.5-6-4 Reinstatement of certificate
Sec. 4. (a) A certificate may be reinstated by the board not later than
   three (3) years after its expiration if the applicant for reinstatement meets
   the requirements under IC 25-1-8-6(c).
   (b) A certificate that has been expired for more than three (3) years
   may be reinstated by the board if the holder of the certificate satisfies the
   requirements for reinstatement under IC 25-1-8-6(d).

IC 25-14.5-6-5 Reinstatement of certificate; examination
   requirement
   (Repealed by P.L.105-2008, SEC.67.)

IC 25-14.5-6-6 Inactive certificate
Sec. 6. (a) The board may classify a certificate as inactive if the board
   receives written notification from a certified dietitian stating that the
   certified dietitian will not maintain an office or practice dietetics in Indiana.
   (b) The renewal fee for an inactive certificate must be one-half (1/2) the
   certificate renewal fee set by the board under IC 25-14.5-2-5(b)(3).
   (c) The holder of an inactive certificate is not required to fulfill
   continuing education requirements set by the board.

IC 25-14.5-6-7 Issuance of certificate to holder of inactive certificate
Sec. 7. The board may issue a certificate to the holder of an inactive
   certificate under section 6 of this chapter if the applicant meets the
   requirements under IC 25-1-8-6.
Sec. 2. A board, a commission, or a committee may suspend or revoke a license or certificate issued under this title by the board, the commission, or the committee if the individual who holds the license or certificate is convicted of any of the following:

1. Possession of cocaine or a narcotic drug under IC 35-48-4-6.
2. Possession of methamphetamine under IC 35-48-4-6.1.
3. Possession of a controlled substance under IC 35-48-4-7(a).
4. Fraudulently obtaining a controlled substance under IC 35-48-4-7(b).
5. Manufacture of paraphernalia as a Class D felony under IC 35-48-4-8.1(b).
6. Dealing in paraphernalia as a Class D felony under IC 35-48-4-8.5(b).
7. Possession of paraphernalia as a Class D felony under IC 35-48-4-8.3(b).
8. Possession of marijuana, hash oil, or hashish as a Class D felony under IC 35-48-4-11.
10. An offense relating to registration, labeling, and prescription forms under IC 35-48-4-14.
11. Conspiracy under IC 35-41-5-1 to commit an offense listed in subdivisions (1) through (10).
12. Attempt under IC 35-41-5-1 to commit an offense listed in subdivisions (1) through (10).
13. An offense in any other jurisdiction in which the elements of the offense for which the conviction was entered are substantially similar to the elements of an offense described under subdivisions (1) through (12).


IC 25-1-1.1-3 Suspension or revocation of license or certificate; conviction for additional drug related offenses

Sec. 3. A board, a commission, or a committee shall revoke or suspend a license or certificate issued under this title by the board, the commission, or the committee if the individual who holds the license or certificate is convicted of any of the following:

1. Dealing in or manufacturing cocaine or a narcotic drug under IC 35-48-4-1.
2. Dealing in methamphetamine under IC 35-48-4-1.1.
3. Dealing in a schedule I, II, or III controlled substance under IC 35-48-4-2.
4. Dealing in a schedule IV controlled substance under IC 35-48-4-3.
5. Dealing in a schedule V controlled substance under IC 35-48-4-4.
6. Dealing in a substance represented to be a controlled substance under IC 35-48-4-4.5.
7. Knowingly or intentionally manufacturing, advertising, distributing, or possessing with intent to manufacture, advertise, or distribute a substance represented to be a controlled substance under IC 35-48-4-4.6.
9. Dealing in marijuana, hash oil, or hashish under IC 35-48-4-10(b).
10. Conspiracy under IC 35-41-5-1 to commit an offense listed in subdivisions (1) through (9).
11. Attempt under IC 35-41-5-1 to commit an offense listed in subdivisions (1) through (9).
12. An offense in any other jurisdiction in which the elements of the offense for which the conviction was entered are substantially similar to the elements of an offense described under subdivisions (1) through (11).
13. A violation of any federal or state drug law or rule related to wholesale legend drug distributors licensed under IC 25-26-14.
INDIANA CODE § 25-1-1.2

Chapter 1.2. Effect of Delinquency in Child Support Payments on Licensed or Registered Persons

IC 25-1-1.2-1 "Applicant" defined
Sec. 1. As used in this chapter, "applicant" means a person who applies for:
(1) an unlimited license, certificate, registration, or permit;
(2) a limited or probationary license, certificate, registration, or permit;
(3) a temporary license, certificate, registration, or permit; or
(4) an intern permit;
issued by a board regulating a profession or an occupation.

IC 25-1-1.2-2 "Board" defined
Sec. 2. As used in this chapter, "board" means an entity that regulates occupations or professions under this title and the department of education established by IC 20-19-3-1.

IC 25-1-1.2-3 "Bureau" defined
Sec. 3. As used in this chapter, "bureau" means the child support bureau established by IC 31-25-3-1.

IC 25-1-1.2-4 "Delinquent" defined
Sec. 4. As used in this chapter, "delinquent" means at least:
(1) two thousand dollars ($2,000); or
(2) three (3) months;
past due on payment of court ordered child support.

IC 25-1-1.2-5 "License" defined
Sec. 5. As used in this chapter, "license" has the meaning set forth in IC 25-1-2-6.

IC 25-1-1.2-6 "Practitioner" defined
Sec. 6. As used in this chapter, "practitioner" means a person that holds:
(1) an unlimited license, certificate, registration, or permit;
(2) a limited or probationary license, certificate, registration, or permit;
(3) a temporary license, certificate, registration, or permit; or
(4) an intern permit;
issued by a board regulating a profession or an occupation.

IC 25-1-1.2-7 Order for suspension or denial of license; notice to practitioner; contents; reinstatement
Sec. 7. (a) Upon receiving an order of a court issued under IC 31-14-12-5 or IC 31-16-12-8 (or IC 31-1-11.5-13(k) or IC 31-6-6.1-16(k) before their repeal), the board shall:
(1) suspend the license of the practitioner; or
(2) deny the application of the applicant;
who is the subject of the order.
(b) Upon receiving an order of a court issued under IC 31-14-12-5 or IC 31-16-12-8 (or IC 31-1-11.5-13(k) or IC 31-6-6.1-16(k) before their repeal), the board shall promptly mail a notice to the last known address of the person who is the subject of the order, stating the following:
(1) That the practitioner's license has been suspended, beginning five (5) business days after the date the notice is mailed, and that the suspension will terminate ten (10) business days after the board receives an order allowing reinstatement from the court that issued the suspension order.
(2) That the practitioner has the right to petition for reinstatement of the practitioner's license to the court that issued the order for suspension.
(c) The board may not reinstate a license suspended under this section until the board receives an order allowing reinstatement from the court that issued the order for suspension.

IC 25-1-1.2-8 Notice of delinquency; contents; delinquency finding; probationary status; suspension; reinstatement
Sec. 8. (a) The board shall, upon receiving an order from the bureau under IC 31-25-4-32(e), send a notice to the practitioner identified by the bureau that includes the following:
(1) Specifies that the practitioner is delinquent and is subject to an order placing the practitioner on probationary status.
(2) Describes the amount of child support that the practitioner is in arrears.
(3) Explains that unless the practitioner contacts the bureau and:
(A) pays the practitioner's child support arrearage in full;
(B) establishes a payment plan with the bureau to pay the arrearage, which must include an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5; or
(C) requests a hearing under IC 31-25-4-33;
within twenty (20) days after the date the notice is mailed, the board shall place the practitioner on probationary status.
(4) Explains that the practitioner may contest the bureau's determination that the practitioner is delinquent and subject to an order placing the practitioner on probationary status by making written application to the bureau within twenty (20) days after the date the notice is mailed.
(5) Explains that the only basis for contesting the bureau's determination that the practitioner is delinquent and subject to an order placing the practitioner on probationary status is a mistake of fact.
(6) Explains the procedures to:
(A) pay the practitioner's child support arrearage in full;
(B) establish a payment plan with the bureau to pay the arrearage, which must include an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5;
(C) request a hearing under IC 31-25-4-33.
(7) Explains that the probation will terminate ten (10) business days after the board receives a notice from the bureau that the practitioner has:
(A) paid the practitioner's child support arrearage in full; or
(B) established a payment plan with the bureau to pay the arrearage which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5.
(b) If the board is advised by the bureau that the practitioner either requested a hearing and failed to appear or appeared and was found to be delinquent, the board shall promptly mail a notice to the practitioner who is the subject of the order stating the following:
(1) That the practitioner's license has been placed on probationary status, beginning five (5) business days after the date the notice is
mailed, and that the probation will terminate ten (10) business days after the board receives a notice from the bureau that the person has:

(A) paid the person's child support arrearage in full; or
(B) established a payment plan with the bureau to pay the arrearage which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5.

(2) That if the board is advised by the bureau that the practitioner whose license has been placed on probationary status has failed to:

(A) pay the person's child support arrearage in full; or
(B) establish a payment plan with the bureau to pay the arrearage which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5;

within twenty (20) days after the date the notice is mailed, the board shall suspend the practitioner's license.

(c) If the board is advised by the bureau that the practitioner whose license has been placed on probationary status has failed to:

(1) pay the person's child support arrearage in full; or
(2) establish a payment plan with the bureau to pay the arrearage which includes an income withholding order under IC 31-16-15-2 IC 31-16-15-2.5;

within twenty (20) days after the date the notice is mailed, the board shall suspend the practitioner's license.

(d) The board may not reinstate a license or permit placed on probation or suspended under this section until the board receives a notice from the bureau that the person has:

(1) paid the person's child support arrearage in full; or
(2) established a payment plan with the bureau to pay the arrearage which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5.


IC 25-1-1.2-9 Repealed
(Repealed by P.L.23-1996, SEC.33.)

IC 25-1-1.2-10 Repealed
(Repealed by P.L.23-1996, SEC.33.)

INDIANA CODE § 25-1-2
Chapter 2. Renewal of Licenses Granted by State Agencies. Notice of Expiration

IC 25-1-2-1 Declaration of intent
Sec. 1. It is the declared intent of the general assembly by the enactment of this law to require those agencies which are authorized to issue the licenses designated in section 2.1 of this chapter, in the interests of efficiency and economy in the administration of government, to issue such designated permits, licenses, certificates of registration, and other evidences of compliance with statute or regulation, and renewals thereof, for periods of two (2) years duration rather than upon an annual basis, and at the time of issuance or reissuance, or at the time designated by law for the collection of fees therefor, to require the payment of such fees for a period of two (2) years rather than for one (1) year.

(Formerly: Acts 1961, c.79, s.1.) As amended by P.L.1-1990, SEC.246.

IC 25-1-2-2 Repealed
(Repealed by P.L.1-1990, SEC.247.)

IC 25-1-2-2.1 Two year or longer period for certain licenses
Sec. 2.1. Rather than being issued annually, the following permits, licenses, certificates of registration, or evidences of authority granted by a state agency must be issued for a period of two (2) years or for the period specified in the article under which the permit, license, certificate of registration, or evidence of authority is issued if the period specified in the article is longer than two (2) years:

(1) Certified public accountants, public accountants, and accounting practitioners.
(2) Architects and landscape architects.
(3) Dry cleaners.
(4) Professional engineers.
(5) Land surveyors.
(6) Real estate brokers.
(7) Real estate agents.
(8) Security dealers' licenses issued by the securities commissioner.
(9) Dental hygienists.
(10) Dentists.
(11) Veterinarians.
(12) Physicians.
(13) Chiropractors.
(14) Physical therapists.
(15) Optometrists.
(16) Pharmacists and assistants, drugstores or pharmacies.
(17) Motels and mobile home community licenses.
(18) Nurses.
(19) Podiatrists.
(20) Occupational therapists and occupational therapy assistants.
(21) Respiratory care practitioners.
(22) Social workers, marriage and family therapists, and mental health counselors.
(23) Real estate appraiser licenses and certificates issued by the real estate appraiser licensure and certification board.
(25) Physician assistants.
(26) Dietitians.
(27) Hypnotists.
(28) Athlete agents.
(29) Manufactured home installers.
(30) Home inspectors.
(31) Massage therapists.
(32) Interior designers.
(33) Genetic counselors.


IC 25-1-2-3 Authorization to issue and reissue two year licenses
Sec. 3. Effective October 1, 1961, such licensing agencies as are authorized to issue any of the foregoing shall issue and reissue such licenses and collect the fees for the same on the basis of two (2) years and the dates by month and day which govern the issuance or reissuance of licenses for one (1) year shall govern the issuance or reissuance of licenses for two (2) years; provided, that entire fees for a two (2) year period shall be payable before issuance thereof on the day and month designated for payment of fees for one (1) year licenses.


IC 25-1-2-4 Rebates and proration of fees
Sec. 4. Rebates and proration of fees for fractions of a biennium shall be allowed only with respect to the second year of such license if claim
IC 25-1-2-5 Rules and regulations

Sec. 5. Notice shall be given and forms prepared by such licensing agencies as necessary to execute the provisions of this chapter and in order to expedite and effectuate the conversion from one (1) year licensing periods to those of two (2) years, such licensing agencies may adopt and promulgate such rules and regulations they may deem necessary in the manner prescribed by law.


IC 25-1-2-6 Definitions; application of section; notice to licensee of need to renew

Sec. 6. (a) As used in this section, "license" includes all occupational and professional licenses, registrations, permits, and certificates issued under the Indiana Code, and "licensee" includes all occupational and professional licensees, registrants, permittees, and certificate holders regulated under the Indiana Code.

(b) This section applies to the following entities that regulate occupations or professions under the Indiana Code:

(1) Indiana board of accountancy.
(2) Indiana grain buyers and warehouse licensing agency.
(3) Indiana auctioneer commission.
(4) Board of registration for architects and landscape architects.
(5) State board of barber examiners.
(6) State board of cosmetology examiners.
(7) Medical licensing board of Indiana.
(8) Secretary of state.
(9) State board of dentistry.
(10) State board of funeral and cemetery service.
(11) Worker's compensation board of Indiana.
(12) Indiana state board of health facility administrators.
(13) Committee of hearing aid dealer examiners.
(14) Indiana state board of nursing.
(15) Indiana optometry board.
(16) Indiana board of pharmacy.
(17) Indiana plumbing commission.
(18) Board of podiatric medicine.
(19) Private investigator and security guard licensing board.
(20) State board of registration for professional engineers.
(21) Board of environmental health specialists.
(22) State psychology board.
(23) Indiana real estate commission.
(24) Speech-language pathology and audiology board.
(25) Department of natural resources.
(26) State athletic commission.
(27) Board of chiropractic examiners.
(28) Mining board.
(29) Indiana board of veterinary medical examiners.
(30) State department of health.
(31) Indiana physical therapy committee.
(32) Respiratory care committee.
(33) Occupational therapy committee.
(34) Behavioral health and human services licensing board.
(35) Real estate appraiser licensure and certification board.
(36) State board of registration for land surveyors.
(37) Physician assistant committee.
(38) Indiana dietitians certification board.
(39) Indiana hypnotist committee.
(40) Attorney general (only for the regulation of athlete agents).
(41) Manufactured home installer licensing board.
(42) Home inspectors licensing board.
(43) State board of massage therapy.
(44) Any other occupational or professional agency created after June 30, 1981.

(c) Notwithstanding any other law, the entities included in subsection (b) shall send a notice of the upcoming expiration of a license to each licensee at least sixty (60) days prior to the expiration of the license. The notice must inform the licensee of the need to renew and the requirement of payment of the renewal fee. If this notice of expiration is not sent by the entity, the licensee is not subject to a sanction for failure to renew if, once notice is received from the entity, the license is renewed within forty-five (45) days of the receipt of the notice.


IC 25-1-2-7 Application of IC 25-1-2-6

Sec. 7. Section 6 of this chapter applies to the mining board (IC 22-10-1-5-2).

As added by P.L.37-1985, SEC.56.

IC 25-1-2-8 Application of chapter; fees

Sec. 8. This chapter applies to the imposition and collection of fees under the following:

IC 14-24-10
IC 16-19-5-2
IC 25-30-1-17
IC 33-42-2-1.


IC 25-1-2-9 Repealed

(Repealed by P.L.194-2005, SEC. 87.)

INDIANA CODE § 25-1-3

Chapter 3. Civil Immunity of Regulatory Agencies

IC 25-1-3-1 Definitions

Sec. 1. (a) As used in this chapter, the term "regulatory board" means any state board, commission, or state agency which licenses persons in order to regulate the practice of a particular profession or professions.

(b) As used in this chapter, the term "board members" means members of a regulatory board.

(c) As used in this chapter, the term "secretary" means the executive secretary or other person charged with the administration of the affairs of a regulatory board.

(Formerly: Acts 1975, P.L.268, SEC.1.)

IC 25-1-3-2 Extent of immunity from civil liability

Sec. 2. The board members, the secretary, his staff, counsel, investigators and hearing officer of every regulatory board, except as provided in section 4 of this chapter, shall be immune from civil liability for damages for conduct within the scope and arising out of the performance of their duties. This section shall not be construed to include civil actions...
IC 25-1-3-3 Immunity from civil liability; statements in course of investigatory hearing or review proceedings  
Sec. 3. Any person shall be immune from civil liability for damages for any sworn or written statements, made without malice, and transmitted to the regulatory board, executive secretary, or his staff, or made in the course of investigatory, hearing or review proceedings. 
(Formerly: Acts 1975, P.L.268, SEC.1.)

IC 25-1-3-4 Regulatory boards covered  
Sec. 4. The provisions of this chapter extend to every regulatory board of the state except the disciplinary commission of the supreme court of Indiana which is protected under IC 1971, 33-2-3-1. 
(Formerly: Acts 1975, P.L.268, SEC.1.)
issued by the board regulating the profession in question.
As added by P.L.269-2001, SEC.3.

IC 25-1-4-0.7
Sec. 0.7. (a) In computing any period under this chapter, the day of the act, event, or default from which the designated period of time begins to run is not included. The last day of the computed period is to be included unless it is:
(1) a Saturday;
(2) a Sunday;
(3) a legal holiday under a state statute; or
(4) a day that the office in which the act is to be done is closed during regular business hours.
(b) A period runs until the end of the next day after a day described in subsection (a)(1) through (a)(4). If the period allowed is less than seven (7) days, intermediate Saturdays, Sundays, state holidays, and days on which the office in which the act is to be done is closed during regular business hours are excluded from the calculation.
(c) A period under this chapter that begins when a person is served with a paper begins with respect to a particular person on the earlier of the date that:
(1) the person is personally served with the notice; or
(2) a notice for the person is deposited in the United States mail.
(d) If a notice is served through the United States mail, three (3) days must be added to a period that begins upon service of that notice.
As added by P.L.177-2009, SEC.12.

IC 25-1-4-1 Requirement
Sec. 1. No board or agency regulating a profession or occupation under this title or under IC 16 or IC 22 may require continuing education as a condition of certification, registration, or licensure unless so specifically authorized or mandated by statute.

IC 25-1-4-2 Promotion
Sec. 2. A board or agency regulating a profession or occupation under this title or under IC 16 or IC 22 may cooperate with members of the profession or occupation it regulates to promote continuing education within the profession or occupation.

IC 25-1-4-3 Sworn statements of compliance; retention of copies of certificates of completion; audits
Sec. 3. (a) Notwithstanding any other law, a board that is specifically authorized or mandated to require continuing education as a condition to renew a registration, certification, or license must require a practitioner to comply with the following renewal requirements:
(1) The practitioner shall provide the board with a sworn statement executed by the practitioner that the practitioner has fulfilled the continuing education requirements required by the board.
(2) The practitioner shall retain copies of certificates of completion for continuing education courses for three (3) years from the end of the licencing period for which the continuing education applied. The practitioner shall provide the board with copies of the certificates of completion upon the board's request for a compliance audit.
(b) Following every license renewal period, the board shall randomly audit for compliance more than one percent (1%) but less than ten percent (10%) of the practitioners required to take continuing education courses.

IC 25-1-4-3.2 Distance learning methods
Sec. 3.2. A board or agency regulating a profession or occupation under this title or under IC 16 or IC 22 shall require that at least one-half (1/2) of all continuing education requirements must be allowed by distance learning methods, except for doctors, nurses, chiropractors, optometrists and dentists.

IC 25-1-4-4 Hardship waiver
Sec. 4. A board, a commission, a committee, or an agency regulating a profession or an occupation under this title or under IC 16 or IC 22 may grant an applicant a waiver from all or part of the continuing education requirement for a renewal period if the applicant was not able to fulfill the requirement due to a hardship that resulted from any of the following:
(1) Service in the armed forces of the United States during a substantial part of the renewal period.
(2) An incapacitating illness or injury.
(3) Other circumstances determined by the board or agency.

IC 25-1-4-5 Failure to comply; license suspension; penalties; reinstatement requirements
Sec. 5. (a) Notwithstanding any other law, if the board determines that a practitioner has not complied with this chapter or IC 25-1-8-6 at the time that the practitioner applies for license renewal or reinstatement or after an audit conducted under section 3 of this chapter, the board shall do the following:
(1) Send the practitioner notice of noncompliance by certified mail to the practitioner's last known address.
(2) As a condition of license renewal or reinstatement, require the practitioner to comply with subsection (b).
(3) For license renewal, issue a conditional license to the practitioner that is effective until the practitioner complies with subsection (b).
(b) Upon service of a notice of noncompliance under subsection (a), a practitioner shall do either of the following:
(1) If the practitioner believes that the practitioner has complied with this chapter or IC 25-1-8-6, if applicable, within twenty-one (21) days of service of the notice, send written notice to the board requesting a review so that the practitioner may submit proof of compliance.
(2) If the practitioner does not disagree with the board's determination of noncompliance, do the following:
(A) Except as provided in subsection (d), pay to the board a civil penalty not to exceed one thousand dollars ($1,000) within twenty-one (21) days of service of the notice.
(B) Acquire, within six (6) months after service of the notice, the number of credit hours needed to achieve full compliance.
(C) Comply with all other provisions of this chapter.
(c) If a practitioner fails to comply with subsection (b), the board shall immediately suspend or refuse to reinstate the license of the practitioner and send notice of the suspension or refusal to the practitioner by certified mail.
(d) If the board determines that a practitioner has knowingly or intentionally made a false or misleading statement to the board concerning compliance with the continuing education requirements, in addition to the requirements under this section the board may impose a civil penalty of not more than five thousand dollars ($5,000) under subsection (b)(2)(A).
(e) The board shall:
(1) reinstate a practitioner's license; or
(2) renew the practitioner's license in place of the conditional license issued under subsection (a)(3);
if the practitioner supplies proof of compliance with this chapter under subsection (b)(1) or IC 25-1-8-6, if applicable.
IC 25-1-4-6 Failure to comply; denial of license renewal; penalties
Sec. 6. (a) Notwithstanding any other law, if at the time a practitioner applies for license renewal or reinstatement or after an audit conducted under section 3 of this chapter, the board determines that the practitioner has failed to comply with this chapter or IC 25-1-4-6, if applicable, and the practitioner has previously received a notice of noncompliance under section 5(a) of this chapter during the preceding license period, the board shall do the following:
   (1) Provide the practitioner notice of noncompliance by certified mail.
   (2) Deny the practitioner’s application for license renewal or reinstatement.
(b) The board shall reinstate a license not renewed under subsection (a) upon occurrence of the following:
   (1) Payment by a practitioner to the board of a civil penalty determined by the board, but not to exceed one thousand dollars ($1,000).
   (2) Acquisition by the practitioner of the number of credit hours required to be obtained by the practitioner during the relevant license period.
   (3) The practitioner otherwise complies with this chapter.

IC 25-1-4-7 Credit Hours
Sec. 7. Credit hours acquired by a practitioner under section 5(b)(2) or 6(b)(2) of this chapter may not apply to the practitioner’s credit hour requirement for the license period in which the credit hours are acquired.
As added by P.L.157-2006, SEC.16.

IC 25-1-4-8 Rules
Sec. 8. The board may adopt rules under IC 4-22-2 to implement this chapter.
As added by P.L.157-2006, SEC.17.

INDIANA CODE § 25-1-5

Chapter 5. Professional Licensing Agency

IC 25-1-5-1 Centralization of staff, functions, and services; purpose
Sec. 1. The centralization of staff, functions, and services contemplated by this chapter shall be done in such a way as to enhance the Indiana professional licensing agency’s ability to:
   (1) make maximum use of data processing as a means of more efficient operation; and
   (2) provide more services and carry out functions of superior quality.

IC 25-1-5-2 Definitions
Sec. 2. As used in this chapter:
   (1) "Agency" means the Indiana professional licensing agency established by section 3 of this chapter.
   (2) "Board" means any agency, board, advisory committee, or group included in section 3 of this chapter.

IC 25-1-5-3 Indiana professional licensing agency; functions, duties, and responsibilities
Sec. 3. (a) There is established the Indiana professional licensing agency. The agency shall perform all administrative functions, duties, and responsibilities assigned by law or rule to the executive director, secretary, or other statutory administrator of the following:
   (1) Board of chiropractic examiners (IC 25-10-1).
   (2) State board of dentistry (IC 25-14-1).
   (3) Indiana state board of health facility administrators (IC 25-19-1).
   (4) Medical licensing board of Indiana (IC 25-22.5-2).
   (5) Indiana state board of nursing (IC 25-23-1).
   (6) Indiana optometry board (IC 25-24).
   (7) Indiana board of pharmacy (IC 25-26).
   (8) Board of podiatric medicine (IC 25-29-2-1).
   (9) Board of environmental health specialists (IC 25-32).
   (10) Speech-language pathology and audiology board (IC 25-35-6-2).
   (11) State psychology board (IC 25-33).
   (12) Indiana board of veterinary medical examiners (IC 25-38.1-2).
   (13) Controlled substances advisory committee (IC 35-48-2-1).
   (14) Committee of hearing aid dealer examiners (IC 25-20).
   (15) Indiana physical therapy committee (IC 25-27).
   (16) Respiratory care committee (IC 25-34.5).
   (17) Occupational therapy committee (IC 25-23.5).
   (18) Behavioral health and human services licensing board (IC 25-23.6).
   (19) Physician assistant committee (IC 25-27.5).
   (20) Indiana athletic trainers board (IC 25-5.1-2-1).
   (21) Indiana dietitians certification board (IC 25-14.5-2-1).
   (22) Indiana hypnotist committee (IC 25-20.5-1-7).
(b) Nothing in this chapter may be construed to give the agency policy making authority, which authority remains with each board.

IC 25-1-5-4 Additional duties and functions; staff
Sec. 4. (a) The agency shall employ necessary staff, including specialists and professionals, to carry out the administrative duties and functions of the boards, including but not limited to:
   (1) notice of board meetings and other communication services;
   (2) recordkeeping of board meetings, proceedings, and actions;
   (3) recordkeeping of all persons licensed, regulated, or certified by a board;
   (4) administration of examinations; and
   (5) administration of license or certificate issuance or renewal.
(b) In addition the agency:
   (1) shall prepare a consolidated statement of the budget requests of all the boards in section 3 of this chapter;
   (2) may coordinate licensing or certification renewal cycles, examination schedules, or other routine activities to efficiently utilize agency staff, facilities, and transportation resources, and to improve accessibility of board functions to the public;
   (3) may consolidate, where feasible, office space, recordkeeping, and data processing services; and
   (4) shall operate and maintain the electronic registry of professions established under IC 25-1-5.5.
(c) In administering the renewal of licenses or certificates under this chapter, the agency shall send a notice of the upcoming expiration of a license or certificate to each holder of a license or certificate at least sixty (60) days before the expiration of the license or certificate. The notice
must inform the holder of the license or certificate of the need to renew and the requirement of payment of the renewal fee. If this notice of expiration is not sent by the agency, the holder of the license or certificate is not subject to a sanction for failure to renew if, once notice is received from the agency, the license or certificate is renewed within forty-five (45) days after receipt of the notice.

(d) In administering an examination for licensure or certification, the agency shall make the appropriate application forms available at least thirty (30) days before the deadline for submitting an application to all persons wishing to take the examination.

(e) The agency may require an applicant for license renewal to submit evidence proving that:
   (1) the applicant continues to meet the minimum requirements for licensure; and
   (2) the applicant is not in violation of:
      (A) the statute regulating the applicant’s profession; or
      (B) rules adopted by the board regulating the applicant’s profession.

(f) The agency shall process an application for renewal of a license or certificate:
   (1) not later than ten (10) days after the agency receives all required forms and evidence; or
   (2) within twenty-four (24) hours after the time that an applicant for renewal appears in person at the agency with all required forms and evidence.

This subsection does not require the agency to issue a renewal license or certificate to an applicant if subsection (g) applies.

(g) The agency may delay issuing a license renewal for up to ninety (90) days after the renewal date for the purpose of permitting the board to investigate information received by the agency that the applicant for renewal may have committed an act for which the applicant may be disciplined. If the agency delays issuing a license renewal, the agency shall notify the applicant that the applicant is being investigated. Except as provided in subsection (h), before the end of the ninety (90) day period, the board shall do one (1) of the following:
   (1) Deny the license renewal following a personal appearance by the applicant before the board.
   (2) Issue the license renewal upon satisfaction of all other conditions for renewal.
   (3) Issue the license renewal and file a complaint under IC 25-1-7.
   (4) Request the office of the attorney general to conduct an investigation under subsection (i) if, following a personal appearance by the applicant before the board, the board has good cause to believe that there has been a violation of IC 25-1-9-4 by the applicant.
   (5) Upon agreement of the applicant and the board following a personal appearance by the applicant before the board, the renewal license and place the applicant on probation status under IC 25-1-9-9.

(h) If an individual fails to appear before the board under subsection (g), the board may take action on the applicant’s license allowed under subsection (g)(1), (g)(2) or (g)(3).

(i) If the board makes a request under subsection (g)(4), the office of the attorney general shall conduct an investigation. Upon completion of the investigation, the office of the attorney general may file a petition alleging that the applicant has engaged in activity described in IC 25-1-9-4. If the office of the attorney general files a petition, the board shall set the matter for a hearing. If, after the hearing, the board finds the practitioner violated IC 25-1-9-4, the board may impose sanctions under IC 25-1-9-9. The board may delay issuing the renewal beyond the ninety (90) days after the renewal date until a final determination is made by the board. The applicant's license remains valid until the final determination of the board is rendered unless the renewal is denied or the license is summarily suspended under IC 25-1-9-10.

(j) The license of the applicant for a license renewal remains valid during the ninety (90) day period unless the license renewal is denied following a personal appearance by the applicant before the board before the end of the ninety (90) day period. If the ninety (90) day period expires without action by the board, the license shall be automatically renewed at the end of the ninety (90) day period.

(k) Notwithstanding any other statute, the agency may stagger license or certificate renewal cycles. However, if a renewal cycle for a specific board or committee is changed, the agency must obtain the approval of the affected board or committee.

An application for a license, certificate, registration, or permit is abandoned without an action of the board, if the applicant does not complete the requirements to complete the application within one (1) year after the date on which the application was filed. However, the board may, for good cause shown, extend the validity of the application for additional thirty (30) days periods. An application submitted after the abandonment of an application is considered a new application.

IC 25-1-5-6 Executive director; representatives; staff placement
Sec. 6. (a) The executive director may designate certain employees of the agency to represent the executive director of the agency at the board meetings, proceedings, or other activities of the board.
(b) The executive director shall assign staff to individual boards and shall work with the boards to ensure efficient utilization and placement of staff.

IC 25-1-5-7 Repealed
(Repealed by P.L.186-1990, SEC.17.)

IC 25-1-5-8 Repealed
(Repealed by P.L. 206-2005, SEC. 15)

IC 25-1-5-9 Submission of certified document as proof of required diploma
Sec. 9. If a board or committee requires an applicant for a certificate or license to submit a certified copy of a diploma showing that the applicant graduated from a school or program as a condition for certification or licensure, the applicant may satisfy this requirement by submitting another certified document that shows that the applicant graduated from or received the required diploma from the applicable school or program.
As added by P.L.177-1996, SEC.1.

IC 25-1-5-10 Provider profiles
Sec. 10. (a) As used in this section, "provider" means an individual licensed, certified, registered, or permitted by any of the following:
(1) Board of chiropractic examiners (IC 25-10-1).
(2) State board of dentistry (IC 25-14-1).
(3) Indiana state board of health facility administrators (IC 25-19-1).
(4) Medical licensing board of Indiana (IC 25-22-5-2).
(5) Indiana state board of nursing (IC 25-23-1).
(6) Indiana optometry board (IC 25-24).
(7) Indiana board of pharmacy (IC 25-26).
(8) Board of podiatric medicine (IC 25-29-2-1).
(9) Board of environmental health specialists (IC 25-32-1).
(10) Speech-language pathology and audiology board (IC 25-35-6-2).
(11) State psychology board (IC 25-33).
(12) Indiana board of veterinary medical examiners (IC 25-38-1-2).
(13) Indiana physical therapy committee (IC 25-27).
(14) Respiratory care committee (IC 25-34-5).
(15) Occupational therapy committee (IC 25-23.5).
(16) Behavioral health and human services licensing board (IC 25-23.6).
(17) Physician assistant committee (IC 25-27.5).
(18) Indiana athletic trainers board (IC 25-5.1-2-1).
(19) Indiana dietitians certification board (IC 25-14.5-2-1).
(20) Indiana hypnotist committee (IC 25-20.5-1-7).
(b) The agency shall create and maintain a provider profile for each provider described in subsection (a).
(c) A provider profile must contain the following information:
(1) The provider's name.
(2) The provider's license, certification, registration, or permit number.
(3) The provider's license, certification, registration, or permit type.
(4) The date the provider's license, certification, registration, or permit was issued.
(5) The date the provider's license, certification, registration, or permit expires.
(6) The current status of the provider's license, certification, registration, or permit.
(7) The provider's city and state of record.
(8) A statement of any disciplinary action taken against the provider within the previous ten (10) years by a board or committee described in subsection (a).
(d) The agency shall make provider profiles available to the public.
(e) The computer gateway administered by the office of technology established by IC 4-13.1-2-1 shall make the information described in subsection (c)(1), (c)(2), (c)(3), (c)(6), (c)(7), and (c)(8) generally available to the public on the Internet.
(f) The agency may adopt rules under IC 4-22-2 to implement this section.

IC 25-1-5-11 Provision of Social Security number; access to numbers
Sec. 11. (a) An individual who applies for a license issued by a board under this chapter or who holds a license issued by a board under this chapter shall provide the individual's Social Security number to the agency.
(b) The agency and the boards shall collect and release the applicant's or licensee's Social Security number as provided in state or federal law.
(c) Notwithstanding IC 4-1-10-3, the agency and the boards may allow access to the Social Security number of each person who is licensed under this chapter or has applied for a license under this chapter to:
(1) a testing service that provides the examination for licensure to the agency or the boards; or
(2) an individual state regulatory board or an organization composed of state regulatory boards for the applicant's or licensee's profession for the purpose of coordinating licensure and disciplinary activities among the individual states.
As added by P.L.157-2006, SEC.18.

INDIANA CODE § 25-1-7
Chapter 7. Investigation and Prosecution of Complaints Concerning Regulated Occupations

IC 25-1-7-1 Definitions
Sec. 1. As used in this chapter:
"Board" means the appropriate agency listed in the definition of regulated occupation in this section.
"Director" refers to the director of the division of consumer protection.
"Division" refers to the division of consumer protection, office of the attorney general.
"Licensee" means a person who is:
(1) licensed, certified, or registered by a board listed in this section; and
(2) the subject of a complaint filed with the division.
"Person" means an individual, a partnership, a limited liability company, or a corporation.
"Regulated occupation" means an occupation in which a person is licensed, certified, or registered by one (1) of the following:
(1) Indiana board of accountancy (IC 25-2.1-2-1).
(2) Board of registration for architects and landscape architects (IC 25-4-1-2).
(3) Indiana auctioneer commission (IC 25-6.1-2-1).
(4) State board of barber examiners (IC 25-7-5-1).
(5) State athletic commission (IC 25-9-1).
(6) Board of chiropractic examiners (IC 25-10-1).
(7) State board of cosmetology examiners (IC 25-8-3-1).
IC 25-1-7-3 Investigation of complaints
Sec. 3. The division is responsible for the investigation of complaints concerning licensees.

IC 25-1-7-4 Complaints; requisites; standing
Sec. 4. All complaints must be written and signed by the complainant and initially filed with the director. Except for employees of the attorney general's office acting in their official capacity, a complaint may be filed by any person, including members of any of the boards listed in section 1 of this chapter.

IC 25-1-7-5 Duties and powers of director
Sec. 5. (a) Subsection (b)(1) does not apply to:
(1) a complaint filed by:
(A) a member of any of the boards listed in section 1 of this chapter; or
(B) the Indiana professional licensing agency; or
(2) a complaint filed under IC 25-1-5-4.
(b) The director has the following duties and powers:
(1) The director shall make an initial determination as to the merit of each complaint. A copy of a complaint having merit shall be submitted to the board having jurisdiction over the licensee's regulated occupation that board thereby acquiring jurisdiction over the matter except as otherwise provided in this chapter.
(2) The director shall through any reasonable means notify the licensee of the nature and ramifications of the complaint and of the duty of the board to attempt to resolve the complaint through negotiation.
(3) The director shall report any pertinent information regarding the status of the complaint to the complainant.
(4) The director may investigate any written complaint against a licensee. The investigation shall be limited to those areas in which there appears to be a violation of statutes governing the regulated occupation.
(5) The director has the power to subpoena witnesses and to send for and compel the production of books, records, papers, and documents for the furtherance of any investigation under this chapter. The circuit or superior court located in the county where the subpoena is to be issued shall enforce any such subpoena by the director.

IC 25-1-7-6 Statement of settlement; period of time to resolve
Sec. 6. (a) This section does not apply to:
(1) a complaint filed by:
(A) a member of any of the boards listed in section 1 of this chapter; or
(B) the Indiana professional licensing agency; or
(2) a complaint filed under IC 25-1-5-4.
(b) If, at any time before the director files the director's recommendations with the attorney general, the board files with the director a statement signed by the licensee and the complainant that the complaint has been resolved, the director shall not take further action.

IC 25-1-7-7 Duties of attorney general
Sec. 2. The office of the attorney general, under the conditions specified in this chapter, may receive, investigate, and prosecute complaints concerning regulated occupations.
IC 25-1-7-7 Disciplinary sanctions; report to attorney general; prosecution; hearing officer
Sec. 7. (a) If there has been no statement of settlement filed by the board under section 6 of this chapter, and if, after conducting an investigation, the director believes that the licensee should be subjected to disciplinary sanctions by the board of his regulated occupation, then he shall so report to the attorney general. Upon receiving the director’s report, the attorney general may prosecute the matter, on behalf of the state of Indiana, before the board. The board may designate any person as a hearing officer to hear the matter.
(b) Notwithstanding subsection (a) of this section, if the board by majority vote so requests, the attorney general shall prosecute the matter before the board, on behalf of the state of Indiana.

IC 25-1-7-8 Witnesses
Sec. 8. At the hearing, the board or hearing officer may call witnesses in addition to those presented by the state or the licensee.

IC 25-1-7-9 Disqualification of board member
Sec. 9. A board member is disqualified from any consideration of the case if the board member filed the complaint or participated in negotiations regarding the complaint. The board member is not disqualified from the board’s final determination solely because the board member was the hearing officer or determined the complaint and the information pertaining to the complaint was current significant investigative information (as defined by IC 25-23.2-1-5 (Repealed)).

IC 25-1-7-10 Confidentiality of complaints and information
Sec. 10. (a) All complaints and information pertaining to the complaints shall be held in strict confidence until the attorney general files notice with the board of the attorney general’s intent to prosecute the licensee.
(b) A person in the employ of the attorney general or any of the boards, or any person not a party to the complaint, may not disclose or further a disclosure of information concerning the complaint unless the disclosure is required:
(1) under law; or
(2) for the advancement of an investigation.

IC 25-1-7-11 Administrative orders and procedures
Sec. 11. Nothing in this chapter limits the rights of the licensee or the state under IC 4-21.5.

IC 25-1-7-12 Reimbursement of attorney general
Sec. 12. (a) If:
(1) a fund is created by statute for the payment of an unpaid judgment against a licensee; and
(2) the office of the attorney general is required by statute to provide services to the boards that administer the funds described in subdivision (1);
the office of the attorney general is entitled to reimbursement for the costs incurred in providing the services described in subdivision (2). (b) if:
(1) more than one (1) fund is established by statute for the payment of an unpaid judgment against a licensee; and
(2) the office of the attorney general is entitled to reimbursement under subsection (a);
the funds for reimbursement shall be taken in equal amounts from each of the funds described in subdivision (1).
As added by P.L.255-1987, SEC.1.

IC 25-1-7-13 Reports; contents
Sec. 13. The office of the attorney general shall submit to each board, at the request of the board, a report that includes the following information concerning that regulated occupation:
(1) The number of complaints filed.
(2) The number of cases currently under investigation.
(3) The number of cases closed.
(4) The number of cases resolved.
(5) The age of the complaints.
As added by P.L.177-1997, SEC.1.

INDIANA CODE § 25-1-8
Chapter 8. Occupational and Professional Licensure, Registration, and Certification Fees

IC 25-1-8-1 "Board" defined
Sec. 1. As used in this chapter, "board" means any of the following:
(1) Indiana board of accountancy (IC 25-2.1-2-1).
(2) Board of registration for architects and landscape architects (IC 25-4-1-2).
(3) Indiana auctioneer commission (IC 25-6.1-2-1).
(4) State board of barber examiners (IC 25-7-5-1).
(5) State athletic commission (IC 25-9-1).
(6) Board of chiropractic examiners (IC 25-10-1).
(7) State board of cosmetology examiners (IC 25-8-3-1).
(8) State board of dentistry (IC 25-14-1).
(9) State board of funeral and cemetery service (IC 25-15).
(10) State board of registration for professional engineers (IC 25-31-1-3).
(11) Indiana state board of health facility administrators (IC 25-19-1).
(12) Medical licensing board of Indiana (IC 25-22.5-2).
(13) Mining board (IC 25-15-1).
(14) Indiana state board of nursing (IC 25-23-1).
(15) Indiana optometry board (IC 25-24).
(16) Indiana board of pharmacy (IC 25-26).
(17) Indiana plumbing commission (IC 25-28.5-1-3).
(18) Board of environmental health specialists (IC 25-32-1).
(19) State psychology board (IC 25-33).
(20) Speech-language pathology and audiology board (IC 25-35-6-2).
(21) Indiana real estate commission (IC 25-34.1-2-1).
(22) Indiana board of veterinary medical examiners (IC 25-38-1-2-1).
(23) Department of insurance (IC 27-1).
(24) State police department (IC 10-1-2-4), for purposes of certifying polygraph examiners under IC 25-30-2.
(25) Department of natural resources for purposes of licensing water well drillers under IC 25-39-3.
(26) Private investigator and security guard licensing board (IC 25-30-1-5-2).
(27) Occupational therapy committee (IC 25-23.5-2-1).
A board shall charge a fee of not more than ten dollars ($10) for the registration, or certificate for which the check was received. If the check does not clear the bank, the board may void the license, a board receives an uncertified personal check for the payment of a fee money order, a cashier's check, and a certified or other personal check. If for the payment of fees, a board shall accept cash, a draft, a money order, a cashier's check, and a certified or other personal check. If a board receives an uncertified personal check for the payment of a fee and if the check does not clear the bank, the board may void the license, registration, or certificate for which the check was received.

Unless designated by rule, a fee is not refundable.

A board shall charge a fee of not more than ten dollars ($10) for the issuance of a duplicate license, registration, or certificate.

IC 25-1-8-3 Quadrennial license or registration cycle; refunds

Sec. 3. (a) A board, operating on a quadrennial license, registration, or certificate renewal cycle, shall refund one-half (1/2) of the amount of the license, registration, or certificate fee if the holder of the license, registration, or certificate surrenders it at least two (2) years before it expires.

(b) This section does not apply to the holder of a license, registration, or certificate revoked or suspended by the board.


IC 25-1-8-4 Quadrennial license renewal system

Sec. 4. (a) Notwithstanding any law establishing a biennial license renewal system, a board operating on such a system may by rule establish a quadrennial license renewal system.

(b) If a board establishes a quadrennial license renewal system, it may provide for a reduction in the fees for the four (4) year license.


IC 25-1-8-5 Employment of professionals for testing; examination on statutes, rules, and regulations; standards of review

Sec. 5. (a) Notwithstanding any statutory provisions regarding the administration of examinations, a board or committee may employ organizations or additional professionals to assist in the preparation, administration, and scoring of licensing examinations.

(b) A board or committee may require applicants for licensure, certification, or registration by examination, endorsement, or reciprocity to pass a test on the state or federal statutes, state rules, and federal regulations that the board or committee determines by rule to be relevant to the practice of a regulated profession.

(c) A board or committee may enter into a contract with a testing company or national association to set the standards of review for an examination by an applicant for licensure, certification, or registration.

The standards of review may include:

1. Setting fees for review;
2. Requiring that an examination remain confidential; and
3. Prohibiting the release of the examination or copies of the examination.


IC 25-1-8-6 Reinstatement of delinquent or lapsed licenses

Sec. 6. (a) As used in this section, "board" means any of the following:

1. Indiana board of accountancy (IC 25-2.1-2-1).
2. Board of registration for architects and landscape architects (IC 25-4-1-2).
3. Indiana athletic trainers board (IC 25-5.1-2-1).
4. Indiana auctioneer commission (IC 25-6.1-2-1).
5. State board of barber examiners (IC 25-7-5-1).
6. Board of chiropractic examiners (IC 25-10-1).
7. State board of cosmetology examiners (IC 25-8-3-1).
8. State board of dentistry (IC 25-14-1).
9. Indiana dietitians certification board (IC 25-14.5-2-1).
10. State board of registration for professional engineers (IC 25-31-1-3).
11. Board of environmental health specialists (IC 25-32-1).
13. Indiana state board of health facility administrators (IC 25-19-1).
14. Committee of hearing aid dealer examiners (IC 25-20-1-1.5).
15. Home inspectors licensing board (IC 25-20.2-3-1).
16. Indiana hypnotist committee (IC 25-20.5-1-7).
17. State board of registration for land surveyors (IC 25-21.5-2-1).
(18) Manufactured home installer licensing board (IC 25-23.7).
(19) Medical licensing board of Indiana (IC 25-22.5-2).
(20) Indiana state board of nursing (IC 25-23-1).
(21) Occupational therapy committee (IC 25-23.5).
(22) Indiana optometry board (IC 25-24).
(23) Indiana board of pharmacy (IC 25-26).
(24) Indiana physical therapy committee (IC 25-27).
(25) Physician assistant committee (IC 25-27.5).
(26) Indiana plumbing commission (IC 25-28.5-1-3).
(27) Board of podiatric medicine (IC 25-29-2-1).
(28) Private investigator and security guard licensing board (IC 25-30-1-5.2).
(29) State psychology board (IC 25-33).
(30) Indiana real estate commission (IC 25-34.1-2).
(31) Real estate appraiser licensure and certification board (IC 25-34.1-8).
(32) Respiratory care committee (IC 25-34.5).
(33) Behavioral health and human services licensing board (IC 25-23.6).
(34) Speech-language pathology and audiology board (IC 25-35.6-2).
(35) Indiana board of veterinary medical examiners (IC 25-38.1).
(36) State board of massage therapy (IC 25-21.8-2-1).
(b) This section does not apply to a license, certificate, or registration that has been revoked or suspended.
(c) Notwithstanding any other law regarding the reinstatement of a delinquent or lapsed license, certificate, or registration and except as provided in section 8 of this chapter, the holder of a license, certificate, or registration that was issued by the board that is three (3) years or less delinquent must be reinstated upon meeting the following requirements:
(1) Submission of the holder's completed renewal application.
(2) Payment of the current renewal fee established by the board under section 2 of this chapter.
(3) Payment of a reinstatement fee established by the Indiana professional licensing agency.
(4) If a law requires the holder to complete continuing education as a condition of renewal, the holder:
   (A) shall provide the board with a sworn statement, signed by the holder, that the holder has fulfilled the continuing education requirements required by the board; or
   (B) shall, if the holder has not complied with the continuing education requirements, meet any requirements imposed under IC 25-1-4-5 and IC 25-1-4-6.
(d) Notwithstanding any other law regarding the reinstatement of a delinquent or lapsed license, certificate, or registration and except as provided in section 8 of this chapter, unless a statute specifically does not allow a license, certificate, or registration to be reinstated if it has lapsed for more than three (3) years, the holder of a license, certificate, or registration that was issued by the board that is more than three (3) years delinquent must be reinstated upon meeting the following requirements:
(1) Submission of the holder's completed renewal application.
(2) Payment of the current renewal fee established by the board under section 2 of this chapter.
(3) Payment of a reinstatement fee equal to the current initial application fee.
(4) If a law requires the holder to complete continuing education as a condition of renewal, the holder:
   (A) shall provide the board with a sworn statement, signed by the holder, that the holder has fulfilled the continuing education requirements required by the board; or
   (B) shall, if the holder has not complied with the continuing education requirements, meet any requirements imposed under IC 25-1-4-5 and IC 25-1-4-6.
(5) Complete such remediation and additional training as deemed appropriate by the board given the lapse of time involved.
(6) Any other requirement that is provided for in statute or rule that is not related to fees.

IC 25-1-8-7 Repealed
(Repealed by P.L. 157-2006, SEC. 76.)

IC 25-1-8-8 License reinstatement; grounds for denial
Sec. 8. (a) As used in this section, "board" has the meaning set forth in section 6(a) of this chapter.
(b) The licensing agency may delay reinstating a license, certificate, or registration for not more than ninety (90) days after the date the applicant applies for reinstatement of a license, certificate, or registration to permit the board to investigate information received by the licensing agency that the applicant for reinstatement may have committed an act for which the applicant may be disciplined. If the licensing agency delays reinstating a license, certificate, or registration, the licensing agency shall notify the applicant that the applicant is being investigated. Except as provided in subsection (c), the board shall do one (1) of the following before the expiration of the ninety (90) day period:
(1) Deny reinstatement of the license, certificate, or registration following a personal appearance by the applicant before the board.
(2) Reinstate the license, certificate, or registration upon satisfaction of all other requirements for reinstatement.
(3) Reinstate the license and file a complaint under IC 25-1-7.
(4) Request the office of the attorney general to conduct an investigation under subsection (d) if, following a personal appearance by the applicant before the board, the board has good cause to believe that the applicant engaged in activity described in IC 25-1-9-4 or IC 25-1-11-5.
(5) Upon agreement of the applicant and the board following a personal appearance by the applicant before the board, reinstate the license, certificate, or registration and place the applicant on probation status under IC 25-1-9-9 or IC 25-1-11-12.
(c) If an applicant fails to appear before the board under subsection (b), the board may take action as provided in subsection (b)(1), (b)(2), or (b)(3).
(d) If the board makes a request under subsection (b)(4), the office of the attorney general shall conduct an investigation. Upon completion of the investigation, the office of the attorney general may file a petition alleging that the applicant has engaged in activity described in IC 25-1-9-4 or IC 25-1-11-5. If the office of the attorney general files a petition, the board shall set the matter for a public hearing. If, after a public hearing, the board finds that the applicant violated IC 25-1-9-4 or IC 25-1-11-5, the board may impose sanctions under IC 25-1-9-9 or IC 25-1-11-12. The board may delay reinstating a license, certificate, or registration beyond ninety (90) days after the date the applicant files an application for reinstatement of a license, certificate, or registration until a final determination is made by the board.
(e) The license, certificate, or registration of the applicant for license reinstatement remains invalid during the ninety (90) day period unless:
   (1) the license, certificate, or registration is reinstated following a personal appearance by the applicant before the board before the end of the ninety (90) day period;
   (2) the board issues a conditional license to the practitioner that is effective until the reinstatement is denied or the license is reinstated; or
   (3) the reinstatement is denied.
IC 25-1-9-1  "Board" defined
Sec. 1. As used in this chapter, "board" means any of the following:
   (1) Board of chiropractic examiners (IC 25-10-1).
   (2) State board of dentistry (IC 25-14-1).
   (3) Indiana state board of health facility administrators (IC 25-19-1).
   (4) Medical licensing board of Indiana (IC 25-22.5-2).
   (5) Indiana state board of nursing (IC 25-23-1).
   (6) Indiana optometry board (IC 25-24).
   (7) Indiana board of pharmacy (IC 25-26).
   (8) Board of podiatric medicine (IC 25-29-2-1).
   (9) Board of environmental health specialists (IC 25-32).
   (10) Speech-language pathology and audiology board (IC 25-35.6-2).
   (11) State psychology board (IC 25-33).
   (12) Indiana board of veterinary medical examiners (IC 25-38-1-2).
   (13) Indiana physical therapy committee (IC 25-27-1).
   (14) Respiratory care committee (IC 25-34-5).
   (15) Occupational therapy committee (IC 25-23-5).
   (16) Behavioral health and human services licensing board (IC 25-23-6).
   (17) Physician assistant committee (IC 25-27-5).
   (18) Indiana athletic trainers board (IC 25-5-1-2-1).
   (19) Indiana dietitians certification board (IC 25-14.5-2-1).
   (20) Indiana hypnotist committee (IC 25-20.5-1-7).

IC 25-1-9-2  "Practitioner" defined
Sec. 2. As used in this chapter, "practitioner" means an individual who holds:
   (1) an unlimited license, certificate, or registration;
   (2) a limited or probatory license, certificate, or registration;
   (3) a temporary license, certificate, registration, or permit;
   (4) an intern permit; or
   (5) a provisional license;
issued by the board regulating the profession in question, including a certificate of registration issued under IC 25-20.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-3  "License" defined
Sec. 3. As used in this chapter, "license" includes a license, certificate, registration, or permit.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-3.5  "Sexual contact" defined
Sec. 3.5. As used in this chapter, "sexual contact" means:
   (1) sexual intercourse (as defined in IC 35-41-1-26);
   (2) deviate sexual conduct (as defined in IC 35-41-1-9); or
   (3) any fondling or touching intended to arouse or satisfy the sexual desires of either the individual performing the fondling or touching or the individual being fondled or touched.

IC 25-1-9-4 Standards of professional practice; findings required for sanctions; evidence of foreign discipline
Sec. 4. (a) A practitioner shall conduct the practitioner's practice in accordance with the standards established by the board regulating the profession in question and is subject to the exercise of the disciplinary sanctions under section 9 of this chapter if, after a hearing, the board finds:
   (1) a practitioner has:
      (A) engaged in or knowingly cooperated in fraud or material deception in order to obtain a license to practice, including cheating on a license examination;
      (B) engaged in fraud or material deception in the course of professional services or activities;
      (C) advertised services in a false or misleading manner; or
      (D) been convicted of a crime or assessed a civil penalty involving fraudulent billing practices, including fraud under:
         (i) Medicaid (42 U.S.C. 1396 et seq.);
         (ii) Medicare (42 U.S.C. 1395 et seq.);
         (iii) the children's health insurance program under IC 12-17.6; or
         (iv) insurance claims;
   (2) a practitioner has been convicted of a crime that
      (A) has a direct bearing on the practitioner's ability to continue to practice competently; or
      (B) is harmful to the public;
   (3) a practitioner has knowingly violated any state statute or rule, or federal statute or regulation, regulating the profession in question;
   (4) a practitioner has continued to practice although the practitioner has become unfit to practice due to:
      (A) professional incompetence that:
         (i) may include the undertaking of professional activities that the practitioner is not qualified by training or experience to undertake; and
         (ii) does not include activities performed under IC 16-21-2-9;
      (B) failure to keep abreast of current professional theory or practice;
      (C) physical or mental disability; or
      (D) addiction to, abuse of, or severe dependency upon alcohol or other drugs that endanger the public by impairing a practitioner's ability to practice safely;
   (5) a practitioner has engaged in a course of lewd or immoral conduct in connection with the delivery of services to the public;
   (6) a practitioner has allowed the practitioner's name or a license to practice in any state or jurisdiction on grounds similar to those under this chapter;
   (7) a practitioner has had disciplinary action taken against the practitioner or the practitioner's license to practice in any state or jurisdiction on grounds similar to those under this chapter;
   (8) a practitioner has diverted:
      (A) a legend drug (as defined in IC 16-18-2-199); or
      (B) any other drug or device issued under a drug order (as defined in IC 16-42-19-3) for another person;
   (9) a practitioner, except as otherwise provided by law, has knowingly prescribed, sold, or administered any drug classified as a narcotic, addicting, or dangerous drug to a habitue or addict;
   (10) a practitioner has failed to comply with an order imposing a sanction under section 9 of this chapter;
   (11) a practitioner has engaged in sexual contact with a patient under the practitioner's care or has used the practitioner-patient
relationship to solicit sexual contact with a patient under the practitioner's care;
(12) a practitioner who is a participating provider of a health maintenance organization has knowingly collected or attempted to collect from a subscriber or enrollee of the health maintenance organization any sums that are owed by the health maintenance organization; or
(13) a practitioner has assisted another person in committing an act that would be grounds for disciplinary sanctions under this chapter.

(b) A practitioner who provides health care services to the practitioner's spouse is not subject to disciplinary action under subsection (a)(11).

(c) A certified copy of the record of disciplinary action is conclusive evidence of the other jurisdiction's disciplinary action under subsection (a)(7).


IC 25-1-9-5 Optometry employment practice
Sec. 5. In addition to section 4 of this chapter, a practitioner licensed to practice optometry is subject to the exercise of disciplinary sanctions under section 9 of this chapter if, after a hearing, the board finds a practitioner has accepted employment to practice optometry from a person other than:
(1) a corporation formed by an optometrist under IC 23-1.5; or
(2) an individual who is licensed as an optometrist under this article and whose legal residence is in Indiana.

As added by P.L.152-1988, SEC.1.

IC 25-1-9-6 Veterinary practitioners; cruelty to animals
Sec. 6. In addition to section 4 of this chapter, a practitioner licensed to practice veterinary medicine or registered as a veterinary technician is subject to the exercise of the disciplinary sanctions under section 9 of this chapter if, after a hearing, the board finds a practitioner has engaged in cruelty to animals.

As added by P.L.152-1988, SEC.1.

IC 25-1-9-6.5 Chiropractors; waiver of deductible or copayment
Sec. 6.5. (a) In addition to section 4 of this chapter, a practitioner licensed to practice chiropractic is subject to the exercise of the disciplinary sanctions under section 9 of this chapter if, after a hearing, the board regulating the profession finds a practitioner has:
(1) waived a payment of a deductible or a copayment required to be made to the practitioner by a patient under the patient's insurance or health care plan; and
(2) advertised the waiver of a payment described in subdivision (1).

(b) This section does not apply to the waiver of a deductible or a copayment by a practitioner if:
(1) the practitioner determines chiropractic service is necessary for the immediate health and welfare of a patient; and
(2) the practitioner determines the payment of a deductible or a copayment would create a substantial financial hardship for the patient; and
(3) the waiver is based on the evaluation of the individual patient and is not a regular business practice of the practitioner.


IC 25-1-9-6.7 Marriage and family therapists; disciplinary sanctions
Sec. 6.7. In addition to the actions listed under section 4 of this chapter that subject a practitioner to the exercise of disciplinary sanctions, a practitioner who is licensed under IC 25-23.6 is subject to the exercise of disciplinary sanctions under section 9 of this chapter if, after a hearing, the board regulating the profession finds that the practitioner has:
(1) performed any therapy that, by the prevailing standards of the mental health professions in the community where the services were provided, would constitute experimentation on human subjects, without first obtaining full, informed, and written consent;
(2) failed to meet the minimum standards of performance in professional activities when measured against generally prevailing peer performance in professional activities, including the undertaking of activities that the practitioner is not qualified by training or experience to undertake;
(3) performed services, including any services required of the individual under IC 31, in reckless disregard of the best interests of a patient, a client, or the public;
(4) without the consent of the child's parent, guardian, or custodian, knowingly participated in the child's removal or precipitated others to remove a child from the child's home unless:
(A) the child's physical health was endangered due to injury as a result of the act or omission of the child's parent, guardian, or custodian;
(B) the child had been or was in danger of being a victim of an offense under IC 35-42-4, IC 35-45-4-1, IC 35-45-4-2, IC 35-46-1-3, IC 35-49-2-2, or IC 35-49-3-2; or
(C) the child was in danger of serious bodily harm as a result of the inability, refusal, or neglect of the child's parent, guardian, or custodian to supply the child with necessary food, shelter, or medical care, and a court order was first obtained;
(5) willfully made or filed a false report or record, failed to file a report or record required by law, willfully impeded or obstructed the filing of a report or record, or induced another individual to:
(A) make or file a false report or record; or
(B) impede or obstruct the filing of a report or record;
(6) performed a diagnosis (as defined in IC 25-22.5-1.1(c));
(7) provided evidence in an administrative or judicial proceeding that had insufficient factual basis for the conclusions rendered by the practitioner;
(8) willfully planted in the mind of the patient suggestions that are not based in facts known to the practitioner; or
(9) performed services outside of the scope of practice of the license issued under IC 25-23.6.


IC 25-1-9-6.8 Practitioner guidelines before prescribing stimulant medication for a child for treatment of certain disorders
Sec. 6.8. (a) This section applies to a practitioner who is:
(1) licensed to practice medicine or osteopathic medicine under IC 25-22.5; or
(2) an advanced practice nurse granted prescriptive authority under IC 25-23, and whose practice agreement with a collaborating physician reflects the conditions specified in subsection (b).

(b) Before prescribing a stimulant medication for a child for the treatment of attention deficit disorder or attention deficit hyperactivity disorder, a practitioner described in subsection (a) shall follow the most recent guidelines adopted by the American Academy of Pediatrics or the American Academy of Child and Adolescent Psychiatry for the diagnosis and evaluation of a child with attention deficit disorder or attention deficit hyperactivity disorder.


IC 25-1-9-6.9 Failing to provide or providing false information to agency
Sec. 6.9. In addition to the actions listed under section 4 of this chapter that subject a practitioner to disciplinary sanctions, a practitioner is subject to the exercise of disciplinary sanctions under section 9 of this chapter if, after a hearing, the board finds that the practitioner has:
(1) failed to provide information requested by the Indiana professional licensing agency; or 
(2) knowingly provided false information to the Indiana professional licensing agency;
for a provider profile required under IC 25-1-5-10.

IC 25-1-9-7 Physical or mental examination; power to require
Sec. 7. The board may order a practitioner to submit to a reasonable physical or mental examination, at the practitioner's own expense, if the practitioner's physical or mental capacity to practice safely is at issue in a disciplinary proceeding.

IC 25-1-9-8 Failure to submit to physical or mental examination; sanctions
Sec. 8. Failure to comply with a board order to submit to a physical or mental examination makes a practitioner liable to summary suspension under section 10 of this chapter.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-9 Disciplinary sanctions
Sec. 9. (a) The board may impose any of the following sanctions, singly or in combination, if it finds that a practitioner is subject to disciplinary sanctions under section 4, 5, 6, 6.7, or 6.9 of this chapter or IC 25-1-5-4:
(1) Permanently revoke a practitioner's license.
(2) Suspend a practitioner's license.
(3) Censure a practitioner.
(4) Issue a letter of reprimand.
(5) Place a practitioner on probation status and require the practitioner to:
(A) report regularly to the board upon the matters that are the basis of probation;
(B) limit practice to those areas prescribed by the board;
(C) continue or renew professional education under a preceptor, or as otherwise directed or approved by the board, until a satisfactory degree of skill has been attained in those areas that are the basis of the probation; or
(D) perform or refrain from performing any acts, including community restitution or service without compensation, that the board considers appropriate to the public interest or to the rehabilitation or treatment of the practitioner.
(6) Assess a fine against the practitioner in an amount not to exceed one thousand dollars ($1,000) for each violation listed in section 4 of this chapter, except for a finding of incompetency due to a physical or mental disability. When imposing a fine, the board shall consider a practitioner's ability to pay the amount assessed. If the practitioner fails to pay the fine within the time specified by the board, the board may suspend the practitioner's license without additional proceedings. However, a suspension may not be imposed if the sole basis for the suspension is the practitioner's inability to pay a fine.
(b) The board may withdraw or modify the probation under subsection (a)(5) if it finds, after a hearing, that the deficiency that required disciplinary action has been remedied, or that changed circumstances warrant a modification of the order.

IC 25-1-9-10 Summary license suspension pending final adjudication; notice; opportunity to be heard
Sec. 10. (a) The board may summarily suspend a practitioner's license for ninety (90) days before a final adjudication or during the appeals process if the board finds that a practitioner represents a clear and immediate danger to the public health and safety if the practitioner is allowed to continue to practice. The summary suspension may be renewed upon a hearing before the board, and each renewal may be for ninety (90) days or less.
(b) Before the board may summarily suspend a license that has been issued under IC 25-22.5, IC 25-38.1, or IC 25-14, the consumer protection division of the attorney general's office shall make a reasonable attempt to notify a practitioner of a hearing by the board to suspend a practitioner's license and of information regarding the allegation against the practitioner. The consumer protection division of the attorney general's office shall also notify the practitioner that the practitioner may provide a written or an oral statement to the board on the practitioner's behalf before the board issues an order for summary suspension. A reasonable attempt to reach the practitioner is made if the consumer protection division of the attorney general's office attempts to reach the practitioner by telephone or facsimile at the last telephone number of the practitioner on file with the board.
(c) After a reasonable attempt is made to notify a practitioner under subsection (b):
(1) a court may not stay or vacate a summary suspension of a practitioner's license for the sole reason that the practitioner was not notified; and
(2) the practitioner may not petition the board for a delay of the summary suspension proceedings.

IC 25-1-9-10.1 Retention of clinical consultants and experts to advise on suspension
Sec. 10.1. The attorney general may retain the services of a clinical consultant or an expert to provide the attorney general with advice concerning the acts that are the subject of a suspension under this chapter.
As added by P.L.43-1995, SEC.3.

IC 25-1-9-11 Reinstatement of suspended licenses
Sec. 11. The board may reinstate a license which has been suspended under this chapter if, after a hearing, the board is satisfied that the applicant is able to practice with reasonable skill and safety to the public.
As a condition of reinstatement, the board may impose disciplinary or corrective measures authorized under this chapter.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-12 Reinstatement of revoked license
Sec. 12. The board may not reinstate a license that has been revoked under this chapter. An individual whose license has been revoked under this chapter may not apply for a new license until seven (7) years after the date of revocation.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-13 Consistency of sanctions prescribed
Sec. 13. The board shall seek to achieve consistency in the application of the sanctions authorized in this section. Significant departures from prior decisions involving similar conduct must be explained in the board's findings or orders.
As added by P.L.152-1988, SEC.1.

IC 25-1-9-14 Surrender of practitioners license instead of hearing; approval
Sec. 14. A practitioner may petition the board to accept the surrender of the practitioner's license instead of a hearing before the board. The practitioner may not surrender the practitioner's license without the
written approval of the board, and the board may impose any conditions appropriate to the surrender or reinstatement of a surrendered license. 
As added by P.L.152-1988, SEC.1.

IC 25-1-9-15 Costs in disciplinary proceedings
Sec. 15. Practitioners who have been subjected to disciplinary sanctions may be required by a board to pay for the costs of the proceeding. The practitioner's ability to pay shall be considered when costs are assessed. If the practitioner fails to pay the costs, a suspension proceeding. The practitioner's ability to pay shall be considered when sanctions may be required by a board to pay for the costs of the proceeding. These costs are limited to costs for the following:

(1) Court reporters.
(2) Transcripts.
(3) Certification of documents.
(4) Photoduplication.
(5) Witness attendance and mileage fees.
(6) Postage.
(7) Expert witnesses.
(8) Depositions.
(9) Notarizations.
(10) Administrative law judges.

IC 25-1-9-16 Refusal of licensure or grant of probationary license
Sec. 16. (a) The board may refuse to issue a license or may issue a probationary license to an applicant for licensure if:

(1) the applicant has been disciplined by a licensing entity of any state or jurisdiction, or has committed an act that would have subjected the applicant to the disciplinary process had the applicant been licensed in Indiana when the act occurred; and
(2) the violation for which the applicant was, or could have been, disciplined has a direct bearing on the applicant's ability to competently practice in Indiana.
(b) The board may:

(1) refuse to issue a license; or
(2) issue a probationary license;
to an applicant for licensure if the applicant practiced without a license in violation of the law.
(c) Whenever the board issues a probationary license, the board may impose one (1) or more of the following conditions:

(1) Report regularly to the board upon the matters that are the basis of the discipline of the other state or jurisdiction.
(2) Limit practice to those areas prescribed by the board.
(3) Continue or renew professional education.
(4) Engage in community restitution or service without compensation for a number of hours specified by the board.
(5) Perform or refrain from performing an act that the board considers appropriate to the public interest or to the rehabilitation or treatment of the applicant.
(d) The board shall remove any limitations placed on a probationary license under this section if the board finds after a hearing that the deficiency that required disciplinary action has been remedied.

IC 25-1-9-17 Applicant appearance before board or controlled substances advisory committee
Sec. 17. The board and the controlled substances advisory committee (IC 35-48-2-1) may require an applicant for licensure to appear before the board or committee before issuing a license.
As added by P.L.33-1993, SEC.16.

IC 25-1-9-18 Fitness determination of health care provider; filing complaint
Sec. 18. (a) If the insurance commissioner forwards to the board the name of a practitioner under IC 34-18-9-4(a) (or IC 27-12-9-4(a) before its repeal), the board shall consider whether:

(1) the practitioner has become unfit to practice under section 4 of this chapter; and
(2) a complaint should be filed under IC 25-1-7-4.
(b) If the board determines that a complaint should be filed under subsection (a), the board must report to the consumer protection division whether the board will schedule the matter:

(1) for informal negotiation under IC 25-1-7-6;
(2) on the board's agenda for a vote requesting that the attorney general prosecute the matter before the board under IC 25-1-7-7; or
(3) on the board's agenda for a vote on summary suspension of the practitioner's license pending prosecution of the matter before the board under IC 25-1-7-7.
(c) A board may designate a board member or staff member to act on behalf of the board under this section.

IC 25-1-9-19 Third party billing notice
Sec. 19. A practitioner that provides to a patient notice concerning a third party billing for a health care service provided to the patient shall ensure that the notice:

(1) conspicuously states that the notice is not a bill;
(2) does not include a tear-off portion; and
(3) is not accompanied by a return mailing envelope.
As added by P.L.178-2003, SEC.12.

IC 25-1-9-20 Adoption of rules; spouses of active duty military personnel
Sec. 20. The board may adopt rules under IC 4-22-2, including emergency rules under IC 4-22-2-37.1, to establish procedures to expedite the issuance or renewal of a:

(1) license;
(2) certificate;
(3) registration; or
(4) permit;
of a person whose spouse serves on active duty (as defined in IC 25-1-12-2) and is assigned to a duty station in Indiana.
As added by P.L.144-2007, SEC.25.

IC 25-1-9-21
Sec. 21. The board may adopt rules under IC 4-22-2 to establish requirements for the management and disposition of health records (as defined in IC 16-18-2-168) on the discontinuation of practice by:

(1) sale;
(2) transfer;
(3) closure;
(4) disciplinary action;
(5) retirement; or
(6) death;
of the practitioner.
As added by P.L.177-2009, SEC.16.

INDIANA CODE § 25-1-10
Chapter 10. Reserved

INDIANA CODE § 25-1-12
Chapter 12. Renewal of Licenses Held by Individuals in Military Service
IC 25-1-12-1 Applicability of chapter
Sec. 1. This chapter applies to an individual who:
(1) holds a license, certificate, registration, or permit under this title, IC 16, or IC 22; and
(2) is called to active duty.

IC 25-1-12-2 "Active duty" defined
Sec. 2. As used in this chapter, "active duty" means full-time service in the:
(1) armed forces of the United States; or
(2) national guard;
for a period that exceeds thirty (30) consecutive days in a calendar year.

IC 25-1-12-3 "Armed forces of the United States" defined
Sec. 3. As used in this chapter, "armed forces of the United States" means the active or reserve components of:
(1) the army;
(2) the navy;
(3) the air force;
(4) the coast guard;
(5) the marine corps; or
(6) the merchant marine.

IC 25-1-12-4 "National guard" defined
Sec. 4. As used in this chapter, "national guard" means:
(1) the Indiana army national guard; or
(2) the Indiana air national guard.

IC 25-1-12-5 "Practitioner" defined
Sec. 5. As used in this chapter, "practitioner" means an individual who holds:
(1) an unlimited license, certificate, or registration;
(2) a limited or probationary license, certificate, or registration;
(3) a temporary license, certificate, registration, or permit;
(4) an intern permit; or
(5) a provisional license;
issued under this title, IC 16, or IC 22.

IC 25-1-12-6 Extension to renew license or complete continuing education; requirements for extension; additional extensions
Sec. 6. (a) Notwithstanding any other law, a practitioner who is called to active duty out-of-state and meets the requirements of subsection (b) is entitled to an extension of time described in subsection (c) to:
(1) renew; and
(2) complete the continuing education required by;
the practitioner's license, certificate, registration, or permit.
(b) The practitioner must meet the following requirements to receive the extension of time provided under subsection (a):
(1) On the date the practitioner enters active duty, the practitioner's license, certificate, registration, or permit may not be revoked, suspended, lapsed, or be the subject of a complaint under IC 25-1-7.
(2) The practitioner's license, certificate, registration, or permit must expire while the practitioner is out-of-state on active duty and the practitioner must not have received the notice of expiration before the date the practitioner entered active duty.
(3) The practitioner shall provide proof of out-of-state active duty by providing a copy of the practitioner's:
(A) discharge; or

IC 25-1-12-7 Waiver of late fees
Sec. 7. Any late fees that may be assessed against a practitioner in connection with a renewal under this chapter are waived.

IC 25-1-12-8 Construction with federal law
Sec. 8. This chapter may not be construed as a restriction or limitation on any of the rights, benefits, and protections granted to a member of:
(1) the armed forces of the United States; or
(2) the national guard;
under federal law.

INDIANA CODE § 25-1-14
Chapter 14. Meetings

IC 25-1-14-1 Applicability
Sec. 1. This section applies to a meeting of a board, committee, or commission listed in IC 25-1-5-3 or IC 25-1-6-3.

IC 25-1-14-2 Participation by member not physically present at meeting
Sec. 2. (a) A member of a board, committee, or commission may participate in a meeting of the board, committee, or commission:
(1) except as provided in subsections (b) and (c), at which at least a quorum is physically present at the place where the meeting is conducted; and
(2) by using a means of communication that permits:
(A) all other members participating in the meeting; and
(B) all members of the public physically present at the place where the meeting is conducted;
to simultaneously communicate with each other during the meeting.
(b) A member of a board, committee, or commission may participate in an emergency meeting of the board, committee, or commission to consider disciplinary sanctions under IC 25-1-9-10 or IC 25-1-11-13 by using a means of communication that permits:
(1) all other members participating in the meeting; and
(2) all members of the public physically present at the place where the meeting is conducted;
to simultaneously communicate with each other during the meeting.
(c) A member of the state athletic commission may participate in meetings of the commission to consider the final approval of a permit for
a particular boxing, sparring, or unarmed combat match or exhibition under IC 25-9-1-6(b) by using a means of communication that permits:

(1) all other members participating in the meeting; and
(2) all members of the public physically present at the place where the meeting is conducted;

to simultaneously communicate with each other during the meeting.

(d) A member who participates in a meeting under subsection (b) or (c):

(1) is considered to be present at the meeting;
(2) shall be counted for purposes of establishing a quorum; and
(3) may vote at the meeting.


IC 25-1-14-3 Member considered present

Sec. 3. A member who participates in a meeting under section 2 of this chapter:

(1) is considered to be present at the meeting;
(2) shall be counted for purposes of establishing a quorum; and
(3) may vote at the meeting.


IC 25-1-14-4 Meeting memoranda requirements

Sec. 4. The memoranda of the meeting prepared under IC 5-14-1.5-4 must state the name of:

(1) each member who was physically present at the place where the meeting was conducted;
(2) each member who participated in the meeting by using a means of communication described in section 2 of this chapter; and
(3) each member who was absent.


INDIANA CODE § 25-1-15

Chapter 15. Exemptions for Athletic Organization Practitioners Licensed in Other Jurisdictions

IC 25-1-15-1 “License” defined

Sec. 1. As used in this chapter, “license” includes a license, certificate, or registration.

As added by P.L.177-2009, SEC.18.

IC 25-1-15-2 “Practitioner” defined

Sec. 2. As used in this chapter, “practitioner” refers to any of the following:

(1) Athletic trainer.
(2) Chiropractor.
(3) Dentist.
(4) Dietitian.
(5) Marriage and family therapist.
(6) Massage therapist.
(7) Mental health counselor.
(8) Nurse.
(9) Occupational therapist.
(10) Optometrist.
(11) Physical therapist.
(12) Physician.
(13) Physician assistant.
(14) Podiatrist.
(15) Psychologist.
(16) Respiratory care practitioner.
(17) Social worker.

As added by P.L.177-2009, SEC.18.

IC 25-1-15-3

Sec. 3. (a) A practitioner licensed in another state, territory, or jurisdiction of the United States or of any nation or foreign jurisdiction is exempt from the requirements of licensure under this title, if the practitioner:

(1) holds an active license to practice the profession in question in the other jurisdiction;
(2) engages in the active practice of the profession in which the practitioner is licensed in the other jurisdiction; and
(3) is employed or designated as the athletic or sports organization’s practitioner by an athletic or sports organization visiting Indiana for a specific sporting event.

(b) A practitioner’s practice under this section is limited to the members, coaches, and staff of the athletic or sports organization that employs or designates the practitioner.

(c) A practitioner practicing in Indiana under the authority of this section:

(1) does not have practice privileges in any licensed hospital or health care facility; and
(2) is not authorized to issue orders or prescriptions or to order testing at a medical facility; in Indiana.

(d) A practitioner’s practice under this section may not exceed thirty (30) consecutive days for a specific event.

As added by P.L.177-2009, SEC.18.

Non-Code Provision under Public Law 206-2005

P.L. 206-2005, SECTION 16

(a) The rules adopted by the health professions bureau before July 1, 2005, and in effect on June 30, 2005, shall be treated after June 30, 2005, as the rules of the Indiana professional licensing agency.

(b) On July 1, 2005, the Indiana professional licensing agency becomes the owner of all of the property of the health professions bureau. An appropriation made to the health professions bureau shall be treated after June 30, 2005, as an appropriation to the Indiana professional licensing agency.

(c) Any reference in a law, a rule, a license, a registration, a certification, or an agreement to the health professions bureau shall be treated after June 30, 2005, as a reference to the Indiana professional licensing agency.

Non-Code Provision under Public Law 177-2009

P.L. 177-2009, SECTION 66.

(a) As used in this SECTION, "board" means a board, commission, or committee.

(b) As used in this SECTION, "committee" refers to the professional licensing study committee established under this SECTION.

(c) The professional licensing study committee is established.

(d) The committee shall do the following:

(1) Study all of the boards that regulate occupations or professions under the Indiana professional licensing agency or the state department of health.

(2) Make recommendations concerning any changes that should be made to a board described under subdivision (1) or the regulation of a profession or occupation by a board described under subdivision (1), including the following recommendations:

(A) Eliminating the board.
(B) Having the board continue regulating the profession or occupation in the same manner that the profession or occupation is currently regulated by the board.
(C) Requiring registration of a profession or occupation through the electronic registry of professions under IC 25-1-5.5, as added by this act.
(D) Requiring national certification or registration of a profession or occupation.
(E) Restructuring the board.
(F) Merging two (2) or more boards.
(e) The committee shall operate under the policies governing study committees adopted by the legislative council.
(f) Before November 1, 2009, the committee shall issue a final report to the legislative council containing the findings and recommendations of the committee.
(g) This SECTION expires December 31, 2009.
TITLE 830. INDIANA DIETITIAN CERTIFICATION BOARD

ARTICLE 1. Dietitians; Certification

Rule 1. Definitions

830 IAC 1-1-1 Applicability
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-1
Sec. 1. The definitions in this rule apply throughout this article.

830 IAC 1-1-2 "Board" defined
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-1; IC 25-14.5-2-1
Sec. 2. "Board" means the Indiana dietitians certification board as established by IC 25-14.5-2-1.

830 IAC 1-1-3 "Bureau" defined
Authority: IC 25-14.5-2-5
Affected: IC 25-1-5-3; IC 25-14.5-1
Sec. 3. "Bureau" means the health professions bureau as established by IC 25-1-5-3.

830 IAC 1-1-4 "Certified dietitian" defined
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-1
Sec. 4. "Certified dietitian" means a person certified under Indiana law and this rule to practice dietetics.

830 IAC 1-1-5 "CDR" defined
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-1
Sec. 5. "CDR" means the commission on dietetic registration as defined in IC 25-14.5-1-5.

830 IAC 1-1-6 "ADA" defined
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-1
Sec. 6. "ADA" means the American Dietetic Association.

Rule 2. Certification; Education; Renewal; Continuing Education

830 IAC 1-2-1 Application procedures and qualifications
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-4-1
Sec. 1. (a) An applicant for certification as a dietitian shall make application therefore in writing on forms provided by the board and shall furnish evidence satisfactory to the board that the qualifying requirements have been met as provided for in IC 25-14.5-4-1 and this title.

(c) All applicants shall have completed a supervised dietetics practice experience of not less than nine hundred (900) clock hours under the supervision of a certified dietitian or registered dietitian.

(d) No application for certification will be considered until requested supporting documents and fees have been received by the board.

830 IAC 1-2-2 Replacement of certificates
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-2-5
Sec. 2. (a) All holders of certificates as a certified dietitian shall notify the board of any change of address or name in writing within fifteen (15) days of such changes.

(b) Before a replacement of a certificate or pocket card can be issued by the board by reason of a name change, notification of name changes must be received by the board along with a notarized copy of a marriage certificate, court decree evidencing such change, or Social Security card reflecting the new name. Replacements for lost, damaged, or stolen certificates or pocket cards shall be issued on written request to the board. Previously issued certificates and pocket cards shall be returned to the board.

830 IAC 1-2-3 Education and training
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-3-3
Sec. 3. (a) The board shall determine whether an applicant has complied with the minimum requirements that the person has received a baccalaureate or postbaccalaureate degree granted by a U. S. regionally accredited college or university.

(b) Applicants who have obtained their education outside of the United States and its territories must have their academic degree(s) validated as equivalent to the baccalaureate or master's degree conferred by a regionally accredited college or university in the United States by the CDR.

(c) The applicant shall provide a certified copy of their transcript from the college or university where they received their degree.

(d) An applicant shall have completed nine hundred (900) clock hours of dietetic experience as outlined in IC 25-14.5-3-3 to be eligible for certification. Such supervised experience shall have been acquired through an ADA accredited or approved program for dietitians, or one that is deemed equivalent by the board.

830 IAC 1-2-4 Certification renewal
Authority: IC 25-14.5-2-5
Affected: IC 25-14.5-5-1; IC 25-14.5-6
Sec. 4. (a) A certificate to practice as a certified dietitian will expire on December 31 of even-numbered years beginning in 1996.

(b) Applicants for renewal of certification shall pay a renewal fee as set out in 830 IAC 1-4-1(c).

(c) Applications for renewal shall be mailed to the last known address of the practitioner. Failure to receive the application for renewal shall not relieve the practitioner of the responsibility for renewing the certification by the renewal date.

(d) Applicants for renewal shall have completed approved continuing education during each two (2) year renewal period as outlined in section 6 of this rule.
830 IAC 1-2-5 Abandoned application  
Authority: IC 25-14.5-2-5  
Affected: IC 25-14.5-4

Sec. 5. An application shall be deemed abandoned by the board if, after one (1) year from the date of filing, the requirements for certification have not been completed and submitted to the board.  

(Indiana Dietitians Certification Board; 830 IAC 1-2-5; filed Aug 15, 1997, 8:40 a.m.; 21 IR 109; readopted filed Oct 31, 2003, 3:45 p.m.; 27 IR 946)

830 IAC 1-2-6 Continuing education requirements for recertification  
Authority: IC 25-14.5-2-5  
Affected: IC 25-14.5-6

Sec. 6. (a) The amount of continuing education required for renewal of certificate is determined by the date on which the applicant for renewal initially received the certificate as specified as follows:  

(1) An applicant for renewal who initially received certification within twelve (12) months of the expiration date is required to complete a continuing education requirement.  
(2) An applicant for renewal who initially received certification greater than twelve (12) months but less than twenty-four (24) months prior to the expiration date must provide proof of at least fifteen (15) hours of continuing education. The fifteen (15) hours of continuing education must be obtained subsequent to the date the applicant initially received certification but prior to the expiration date.  
(3) An applicant for renewal who initially received certification more than twenty-four (24) months before the expiration date must provide proof of at least thirty (30) hours of continuing education during the two (2) years immediately preceding renewal.

(b) The board shall determine which activities meet the continuing education requirements and may accept those courses approved by the CDR for this purpose. Applicants will be subject to random audit and must be prepared to submit documentation of completion of approved hours if requested by the board.  

(Indiana Dietitians Certification Board; 830 IAC 1-2-6; filed Aug 15, 1997, 8:40 a.m.; 21 IR 109; filed Mar 25, 1999, 4:35 p.m.; 22 IR 2529; readopted filed Jul 1, 2005, 3:00 p.m.; 28 IR 3662)

Rule 3. Reciprocity  
830 IAC 1-3-1 Reciprocity  
Authority: IC 25-14.5-2-5  
Affected: IC 25-14.5-4-4

Sec. 1. (a) Reciprocity shall be provided for certified or licensed dietitians from other states provided that the standards for certification or licensure in that state are equivalent to those provided for in Indiana law and these regulations as determined by the board.  

(b) The applicant shall complete the board approved application, submit the required documentation, and pay the applicable fees.  

(Indiana Dietitians Certification Board; 830 IAC 1-3-1; filed Aug 15, 1997, 8:40 a.m.; 21 IR 109; readopted filed Oct 31, 2003, 3:45 p.m.; 27 IR 946)

Rule 4. Fees  
830 IAC 1-4-1 Fees  
Authority: IC 25-14.5-2-5  
Affected: IC 25-14.5-4-1; IC 25-14.5-4-4; IC 25-14.5-6

Sec. 1. (a) The application fee for certification to practice as a certified dietitian is twenty dollars ($20), plus the applicant's cost of purchasing the examination, payable to the examination service.  

(b) The fee for a duplicate wall certificate is ten dollars ($10).  
(c) The fee for renewal of the certificate to practice is twenty dollars ($20).  
(d) The penalty fee for renewal of a certificate that has been expired for not more than three (3) years is ten dollars ($10), in addition to payment of all past due renewal fees.  
(e) All application fees are nonrefundable.  

(Indiana Dietitians Certification Board; 830 IAC 1-4-1; filed Aug 15, 1997, 8:40 a.m.; 21 IR 109; readopted filed Oct 31, 2003, 3:45 p.m.; 27 IR 946)

Rule 5. Code of Ethics  
830 IAC 1-5-1 Code of ethics  
Authority: IC 25-14.5-2-5  
Affected: IC 25-14.5

Sec. 1. A certified dietitian, in the conduct of his or her profession, shall abide by the following code of ethics:  

(1) The certified dietitian shall provide professional service with objectivity and with respect for the unique needs and values of an individual.  

(A) The certified dietitian shall avoid discrimination on the basis of factors that are irrelevant to the provision of professional services, including, but not limited to, race, creed, gender, age, or handicap.  
(B) The certified dietitian shall provide sufficient information to enable a client to make an informed decision.  

(2) The certified dietitian shall accurately present professional qualifications and credentials. The certified dietitian shall permit the use of that certified dietitian's name for the purpose of certifying that dietetic services have been rendered only if the certified dietitian has provided or supervised those services.  

(3) The certified dietitian shall remain free of conflict of interest while fulfilling the objectives and maintaining the integrity of the dietetic profession. The certified dietitian shall advance and promote the profession while maintaining professional judgment, honesty, integrity, loyalty, confidentiality, and trust to colleagues, clients, and the public.  

(4) The certified dietitian shall promote or endorse products only in a manner that is true and not misleading.  

(5) The certified dietitian shall assume responsibility and accountability for personal competence in practice.

(A) The certified dietitian shall establish performance criteria, compare actual performance with expected performance, document results, and take appropriate action.  
(B) The certified dietitian shall develop, implement, and evaluate an individual plan for practice based on assessment of consumer needs, current knowledge, and clinical experience.  
(C) The certified dietitian shall generate, interpret, and use research to enhance dietetic practice.  
(D) The certified dietitian shall identify, monitor, analyze, and justify the use of resources.  

(6) The certified dietitian shall maintain knowledge and skills required for continued professional competence.  

(7) The certified dietitian shall engage in life-long self-development to improve knowledge and skills.  

(8) The certified dietitian shall recognize the limits of the certified dietitian's qualifications and seek counsel or make referrals as appropriate.  

(9) The certified dietitian shall adhere to acceptable standards for that certified dietitian's area of practice.  

(10) The certified dietitian shall comply with all laws and regulations concerning the profession.  

(11) The certified dietitian shall present substantiated information and interpret controversial information without personal bias, recognizing that a legitimate difference of opinion may exist.  

(12) The certified dietitian shall maintain the confidentiality of information consistent with legal obligations.
(13) The certified dietitian shall conduct all practices with honesty, integrity, and fairness.
(14) The certified dietitian shall make and fulfill professional commitments in good faith.
(15) The certified dietitian shall inform the public and colleagues of services by use of factual information. The certified dietitian shall not advertise in a misleading manner.
(16) The certified dietitian shall make reasonable efforts to avoid bias in any kind of professional evaluation.

(Indiana Dietitians Certification Board; 830 IAC 1-5-1; filed Aug 15, 1997, 8:40 a.m.: 21 IR 110; errata filed Nov 25, 1997, 3:30 p.m.: 21 IR 1350; readopted filed Oct 31, 2003, 3:45 p.m.: 27 IR 946)